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OCT 19 2004

SMART & BIGGAR
Intellectual Property & Technology Law

To Fax no.: (703) 872-9306
Page 1 of: 30
Attention: Examiner Kaveh Abrishamkar
Group Art Unit 2131
From: Smart & Biggar
Your file no.: 09/745,505
Reply to Ottawa file no.: 77805-29

P.O. Box 2999, Station D
55 Metcalfe Street, Suite 900
Ottawa, Canada K1P 5Y6
Tel.: (613) 232-2486
Fax: (613) 232-8440
Date: October 19, 2004
Time:

Dear Examiner Abrishamkar,

Further to our telephone conversation yesterday, please find enclosed a copy of our submission sent by courier dated July 16, 2004, which appears to have been lost. A copy of the Acknowledgement Card as stamped by the OIPE is also enclosed and shows that the documents were received on July 19, 2004. There are 3 copies of the submission as required for the Request for Withdrawal as Attorney.

Yours very truly,

SMART & BIGGAR


Sarah L. Bergeron
Patents Co-ordinator

/s/b
Encl.

If there are any transmission problems, please call (613) 232-2486.

Original copy and any enclosures

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☒ will not be sent by ☒ mail
☒ courier

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**THE U.S. PATENT & TRADEMARK OFFICE
OFFICIAL MAILROOM STAMP AFFIXED HERETO,
ACKNOWLEDGES RECEIPT OF:**

- ☒ Transmittal Form (PTO/SB/21)
- ☒ Request for Withdrawal as Attorney or Agent
(PTO/SB/83) - 3 copies
- ☒ Copy of facsimile submission dated January 15,
2003 (3 copies)
- ☒ Facsimile confirmation dated January 15, 2004 (3
copies)
- ☒ Decision on Request for Withdrawal as Attorney
dated December 24, 2002 (3 copies)

RE: APPLICATION

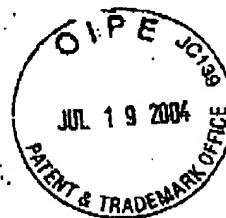
APPLICANT: GORD LAROSE

S/N: 09/745,505

FILED ON: 12/26/00 *11703*

OUR FILE: 77805-29

TITLE: METHOD AND SYSTEM FOR
SOFTWARE INTEGRITY CONTROL
USING SECURE HARDWARE ASSIST



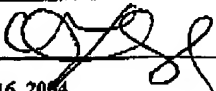
PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0551-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/745,505	
	Filing Date	12/26/00	
	First Named Inventor	CORD LAROSE	
	Art Unit	2131	
	Examiner Name	KAVEH ABRISHAMKAR	
Total Number of Pages in This Submission	28	Attorney Docket Number	77805-29 /slb

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	1) New Request for Withdrawal as Attorney Form PTO/SB/83 (1pg)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	2) Copy of facsimile submission dated January 15, 2003 (5pgs)
<input type="checkbox"/> Certified Copy of Priority Document(s)		3) Facsimile confirmation dated January 15, 2003 (1 pg)
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		SEE REMARKS
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		
4) Decision on Request for Withdrawal as Attorney dated December 24, 2002 (2pgs)		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Christine N. Geage (Reg. No. 45,405) SMART & BIGGAR P.O. Box 2999, Station D, 900 - 55 Metcalfe Street, Ottawa, Ontario, K1P 5Y6, Canada
Signature	
Date	July 16, 2004

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Typed or printed name		
Signature		Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/83 (08-03)

Approved for use through 11/30/2005. OMB 0851-0035

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST FOR WITHDRAWAL
AS ATTORNEY OR AGENT**

Application Number	09/745,505
Filing Date	12/26/00
First Named Inventor	GORD LAROSE
Art Unit	2131
Examiner Name	KAVEH ABRISHAMKAR
Attorney Docket Number	77805-29 /slb

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby apply to withdraw as attorney or agent for the above identified patent application.

The reasons for this request are:

We filed a previous Request for Withdrawal on December 12, 2002. We received a Decision on Request for Withdrawal as Attorney dated December 24, 2002 which advised us that we were denied our Request. We filed a Response to Decision on Request for Withdrawal as Attorney by facsimile on January 15, 2003. No second Decision was ever issued. An Official Action dated June 4, 2004 was mailed to our firm. We respectfully request that a Decision be issued based on our submission of January 15, 2003 and that the Official Action dated June 4, 2004 be re-issued to the Applicant.

CORRESPONDENCE ADDRESS

1. ☐ The correspondence address is NOT affected by this withdrawal.
 2. ☒ Change the correspondence address and direct all future correspondence to:

☐ Customer Number

OR

☒ Firm or
Individual Name

NETACTIVE LLC

Address 1333 Butterfield Road

Address Suite 130

City Downer's Grove

State Illinois

ZIP 60515

Country USA

Telephone

Fax

☒ This request is made on behalf of myself and

☒ all the attorneys/agents of record,

☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or

☒ the attorneys/agents associated with Customer Number 07380

This request is enclosed in triplicate (including any attachments).

Name Christine N. Genge (on behalf of Smart & Biggar)

Signature

Registration No. 45,405

Date

July 16, 2004

NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.

This collection of information is required by 37 CFR 1.39. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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OCT 19 2004

SMART & BIGGAR

Intellectual Property & Technology Law

To Fax no.: 1-703-305-8266

Page 1 of: 5

Attention: EXAMINER VINCENT N. TRANS
GROUP ART UNIT 2100

P.O. Box 2999, Station D
55 Metcalfe Street, Suite 900
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486
Fax: (613) 232-8440

From: SMART & BIGGAR

Your file no.: 09/745,505

Date: January 15, 2003

Reply to Ottawa file no.: 77805-29

Time:

Certificate of Transmission

I hereby certify that this correspondence is being facsimile
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(703) 305-8266 on January 15, 2003.

type or printed name of the person signing this certificate

James McGraw

Signature

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Original copy and any enclosures

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☐ mail

☐ courier

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**TRANSMITTAL LETTER
(General - Patent Pending)**Docket No.
77805-29

In Re Application Of: Gordon Larose

Serial No.
09/745,505Filing Date
December 26, 2000Examiner
Vincent N. TransGroup Art Unit
2100Title: **METHOD AND SYSTEM FOR SOFTWARE INTEGRITY CONTROL USING SECURE HARDWARE ASSIST****TO THE ASSISTANT COMMISSIONER FOR PATENTS:**Transmitted herewith is: **RESPONSE TO DECISION ON REQUEST FOR WITHDRAWAL AS ATTORNEY**

Further to the Decision On Request For Withdrawal As Attorney and your telephone conversation with Ms. Christine Genge of our office, please find enclosed the following documents:

- 1) newly executed Request For Withdrawal As Attorney Or Agent; and
- 2) a copy of our letter dated December 17, 2002 notifying the Assignee of our Request For Withdrawal.

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 19-2550 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Dated: January 15, 2003


Signature

James McGraw (Reg. No. 28,168)
SMART & BIGGAR
P.O. Box 2999, Station D
900-55 Metcalfe Street
Ottawa, Ontario
K1P 5Y6 Canada

613-232-2486
CC:

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

PTO/SB/83 (03-02)

Approved for use through 10/31/2002. OMB 0651-0035

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**REQUEST FOR WITHDRAWAL
AS ATTORNEY OR AGENT**

Application Number	09/745,505
Filing Date	December 26, 2000
First Named Inventor	Gordon Larose
Group Art Unit	2131
Examiner Name	
Attorney Docket Number	77805-29 /ala

To: Assistant Commissioner for Patents
Washington, DC 20231

I hereby apply to withdraw as attorney or agent for the above identified patent application.

The reasons for this request are:

There has been a breakdown in the relationship between the assignee and the agents of record.

- ☐ The correspondence address is NOT affected by this withdrawal.
- ☒ Change the correspondence address and direct all future correspondence to:

CORRESPONDENCE ADDRESS

☐ Customer Number

Place Customer Number
Bar Code Label here

OR

☒ Firm or
Individual Name

NETACTIVE LLC

Address 1333 Butterfield Road

Address Suite 130

City Downer's Grove

State Illinois

ZIP 60515

Country

Telephone

Fax

☒ This request is made on behalf of myself and

☒ all the attorneys/agents of record,

☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or

☒ the attorneys/agents associated with Customer Number 07380

This request is enclosed in triplicate (including any attachments).

Name James McGraw (Reg. No. 28,168) is signing on behalf of
~~all the agents associates with Customer No. 07380~~

Signature

Date

January 15, 2003

NOTE: Withdrawal is effective when approved rather than when received.
Unless there are at least 30 days between approval of withdrawal and the expiration date of a time
period for response or possible extension period, the request to withdraw is normally disapproved.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on
the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC
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SMART & BIGGAR

Intellectual Property & Technology Law

P.O. Box 2999, Station D
900 - 55 Metcalfe Street
Ottawa, Ontario Canada K1P 5Y6
Tel. (613) 232-2486 Fax (613) 232-8440
www.smart-biggar.ca

Christine N. Genge
cngenge@smart-biggar.ca

Our Refs: 77805-4; -11;
-29; -30 & -31

COPY

December 17, 2002

Eric Lundstrom
CEO NetActive LLC
1333 Butterfield Road
Suite 130
Downers Grove, IL 60515
U.S.A.

Dear Mr. Lundstrom:

Re: United States Patent Application
Serial No. 08/674037
Applicant: David I Allan, et al

United States Patent
Reg No. 6,108,420
Registrant: NetActive LLC

United States Patent Application
Serial No. 09/745505
Applicant: Gord Larose, et al

United States Patent Application
Serial No. 09/749421
Applicant: Scott A. Thomson, et al

United States Patent Application
Serial No. 09/696295
Applicant: NetActive LLC

BY FACSIMILE

Confirmation by Mail

OTTAWA MONTREAL TORONTO EDMONTON VANCOUVER

Our Refs: 77805-4; -11
-29; -30 & -31

- 2 -

SMART & BIGGAR

Please see enclosed copies of "Request for Withdrawl as Attorney or Agent" in respect of the above-noted matters.

Yours very truly,
SMART & BIGGAR

Christine N. Genge

CNG:sml
encl.

cc: Mr. E.A. Clarke
Net Active LLC
84 Hines Road
Kanata, ON K2K 3G3

Confirmation Report - Memory Send

Time : Jan-15-03 13:52
Tel line : +
Name : S&B/F&Co.

Job number : 929
Date : Jan-15 13:35
To : 17033058266
Document pages : 05
Start time : Jan-15 13:49
End time : Jan-15 13:51
Pages sent : 05
Status : OK

Job number : 929

*** SEND SUCCESSFUL ***

SMART & BIGGAR
Intellectual Property & Technology Law

To Fax no.: 1-703-305-8266

Page 1 of: 5

Attention: EXAMINER VINCENT N. TRANS
GROUP ART UNIT 2100

From: SMART & BIGGAR

Your file no.: 09/745,505

Reply to Ottawa file no.: 77805-29

P.O. Box 2599, Station D
55 Metcalfe Street, Suite 900
Ottawa, Canada K1P 5Y6

Tel: (613) 232-2486
Fax: (613) 232-8440

Date: January 15, 2003

Time:

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Type or printed name of the person signing this certificate

James McGraw

Signature

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COMMISSIONER FOR PATENTS
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WASHINGTON, D.C. 20231
www.uspto.gov

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DEC 24 2002

Technology Center 2100

Paper No. 4

SMART & BIGGAR
P.O. Box 2999, Station D
55 Metcalfe Street, Suite 900
Ottawa, Ontario
Canada K1P 5Y6

77805-29

In re Application of:)
Gordon Larose)
Application No. 09/745,505)
Filed: December 26, 2000)
For: METHOD AND SYSTEM FOR)
SOFTWARE INTEGRITY CONTROL)
USING SECURE HARDWARE)
ASSIST)

**DECISION ON REQUEST FOR
WITHDRAWAL AS ATTORNEY**

This is a decision on the Request To Withdraw from Representation filed December 13, 2002.

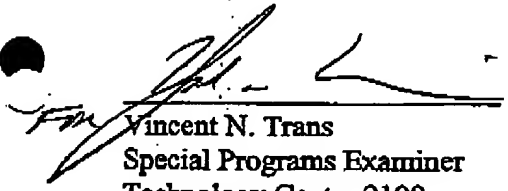
A grantable request to withdraw as attorney of record should indicate thereon the present mailing addresses of the attorney(s) who is/are withdrawing from the record and of the applicant. The request for withdrawal must be signed by every attorney seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a). The effective date of withdrawal being the date of decision and not the date of request. See M.P.E.P. § 402.06. 37 C.F.R. § 1.36 further requires that the applicant or patent owner be notified of the withdrawal of the attorney or agent.

There is no indication that Applicant has been notified of the request for withdrawal. Accordingly, the request is **DENIED**.

All future communications from the United States Patent and Trademark Office (Office) will continue to be directed to the above-listed address until otherwise notified by applicant. Applicant is reminded of the obligation to promptly notify the Office of any change in correspondence address to ensure receipt of all communications from the Office.

Serial No. 09/745,505
Decision on Petition

Page 2



Vincent N. Trans
Special Programs Examiner
Technology Center 2100
Computer Architecture and Software
(703) 305-9750

PTO/SB/83 (08-03)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST FOR WITHDRAWAL
AS ATTORNEY OR AGENT**

Application Number	09/745,505
Filing Date	12/26/00
First Named Inventor	GORD LAROSE
Art Unit	2131
Examiner Name	KAVEH ABRISHAMKAR
Attorney Docket Number	77805-29 /slb

To: Commissioner for Patents
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Alexandria, VA 22313-1450

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CORRESPONDENCE ADDRESS

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☐ Customer Number

OR

☒ Firm or
Individual Name

NETACTIVE LLC

Address 1333 Butterfield Road

Address Suite 130

City Downer's Grove

State Illinois

ZIP 60515

Country USA

Telephone

Fax

☒ This request is made on behalf of myself and

☒ all the attorneys/agents of record,

☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or

☒ the attorneys/agents associated with Customer Number 07380

This request is enclosed in triplicate (including any attachments).

Name Christine N. Genge (on behalf of Smart & Biggar)

Signature

Registration No. 45,405

Date

July 16, 2004

NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.

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SMART & BIGGAR

Intellectual Property & Technology Law

To Fax no.: 1-703-305-8266

Page 1 of: 5

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P.O. Box 2999, Station D
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From: SMART & BIGGAR

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type or printed name of the person signing this certificate

James McGraw

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**TRANSMITTAL LETTER
(General - Patent Pending)****Docket No.
77805-29**In Re Application Of: **Gordon Larose****Serial No.
09/745,505****Filing Date
December 26, 2000****Examiner
Vincent N. Trans****Group Art Unit
2100****Title: METHOD AND SYSTEM FOR SOFTWARE INTEGRITY CONTROL USING SECURE HARDWARE
ASSIST****TO THE ASSISTANT COMMISSIONER FOR PATENTS:**Transmitted herewith is: **RESPONSE TO DECISION ON REQUEST FOR WITHDRAWAL AS ATTORNEY**

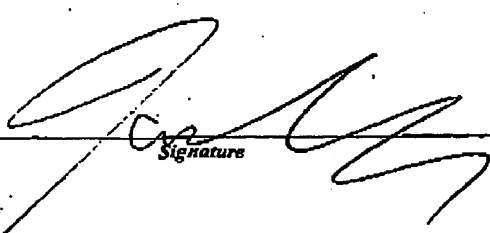
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- 2) a copy of our letter dated December 17, 2002 notifying the Assignee of our Request For Withdrawal.

In the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. **19-2550** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Dated: **January 15, 2003**


Signature
James McGraw (Reg. No. 28,168)
SMART & BIGGAR
P.O. Box 2999, Station D
900-55 Metcalfe Street
Ottawa, Ontario
K1P 5Y6 Canada

613-232-2486
CC:

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Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

PTO/SB/83 (03-02)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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First Named Inventor	Gordon Larose
Group Art Unit	2131
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Attorney Docket Number	77805-29 /ala

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Washington, DC 20231

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OR

☒ Firm or
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NETACTIVE LLC

Address

1333 Butterfield Road

Address

Suite 130

City

Downer's Grove

State

Illinois

ZIP

60515

Country

Telephone

Fax

☒ This request is made on behalf of myself and☒ all the attorneys/agents of record,☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or☒ the attorneys/agents associated with Customer Number 07380

This request is enclosed in triplicate (including any attachments).

Name

James McGraw (Reg. No. 28,168) is signing on behalf of
~~all the agents associated with Customer No. 07380~~

Signature

Date

January 15, 2003

NOTE: Withdrawal is effective when approved rather than when received.
Unless there are at least 30 days between approval of withdrawal and the expiration date of a time
period for response or possible extension period, the request to withdraw is normally disapproved.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on
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20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

SMART & BIGGAR

Intellectual Property & Technology Law

P.O. Box 2999, Station D
900 - 55 Metcalfe Street
Ottawa, Ontario Canada K1P 5Y6
Tel. (613) 232-2486 Fax (613) 232-8440
www.smart-biggarr.ca

Christine N. Genge
cnge@smart-biggarr.ca

Our Refs: 77805-4; -11;
-29; -30 & -31

COPY

December 17, 2002

Eric Lundstrom
CEO NetActive LLC
1333 Butterfield Road
Suite 130
Downers Grove, IL 60515
U.S.A.

Dear Mr. Lundstrom:

Re: United States Patent Application
Serial No. 08/674037
Applicant: David I Allan, et al

United States Patent
Reg No. 6,108,420
Registrant: NetActive LLC

United States Patent Application
Serial No. 09/745505
Applicant: Gord Larose, et al

United States Patent Application
Serial No. 09/749421
Applicant: Scott A. Thomson, et al

United States Patent Application
Serial No. 09/696295
Applicant: NetActive LLC

BY FACSIMILE

Confirmation by Mail

OTTAWA MONTREAL TORONTO EDMONTON VANCOUVER

Our Refs: 77805-4; -11
-29; -30 & -31

- 2 -

SMART & BIGGAR

Please see enclosed copies of "Request for Withdrawal as Attorney or Agent" in respect of the above-noted matters.

Yours very truly,

SMART & BIGGAR

Christine N. Genge

CNG:smi
encl.

cc: Mr. E.A. Clarke
Net Active LLC
84 Hines Road
Kanata, ON K2K 3G3

Confirmation Report - Memory Send

Time : Jan-15-03 13:52
Tel line : +
Name : S&B/F&Co,

Job number : 929
Date : Jan-15 13:35
To : 17033058266
Document pages : 05
Start time : Jan-15 13:49
End time : Jan-15 13:51
Pages sent : 05
Status : OK

Job number : 929

*** SEND SUCCESSFUL ***

SMART & BIGGAR
Intellectual Property & Technology Law

To Fax no.: 1-703-305-8266
Page 1 of: 5

Attention: EXAMINER VINCENT N. TRANS
GROUP ART UNIT 2100

P.O. Box 2999, Station D
55 Metcalfe Street, Suite 900
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486
Fax: (613) 232-8440

From: SMART & BIGGAR
Your file no.: 09/743,505
Reply to Ottawa file no.: 77805-29

Date: January 15, 2003
Time:

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(703) 305-8266 on January 16, 2003.

Type or printed name of the person signing this certificate

James McGraw

Signature

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be sent by

☐ mail☐ courier

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retain no copy.

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov**MAILED**

DEC 24 2002

Technology Center 2100

Paper No. 4

SMART & BIGGAR
P.O. Box 2999, Station D
55 Metcalfe Street, Suite 900
Ottawa, Ontario
Canada K1P 5Y6

77805-29

In re Application of:
Gordon Larose
Application No. 09/745,505
Filed: December 26, 2000
For: METHOD AND SYSTEM FOR
SOFTWARE INTEGRITY CONTROL
USING SECURE HARDWARE
ASSIST

**DECISION ON REQUEST FOR
WITHDRAWAL AS ATTORNEY**

This is a decision on the Request To Withdraw from Representation filed December 13, 2002.

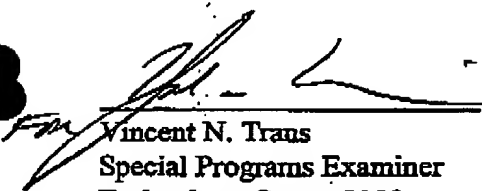
A grantable request to withdraw as attorney of record should indicate thereon the present mailing addresses of the attorney(s) who is/are withdrawing from the record and of the applicant. The request for withdrawal must be signed by every attorney seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a). The effective date of withdrawal being the date of decision and not the date of request. See M.P.E.P. § 402.06. 37 C.F.R. § 1.36 further requires that the applicant or patent owner be notified of the withdrawal of the attorney or agent.

There is no indication that Applicant has been notified of the request for withdrawal. Accordingly, the request is **DENIED**.

All future communications from the United States Patent and Trademark Office (Office) will continue to be directed to the above-listed address until otherwise notified by applicant. Applicant is reminded of the obligation to promptly notify the Office of any change in correspondence address to ensure receipt of all communications from the Office.

Serial No. 09/745,505
Decision on Petition

Page 2



Vincent N. Trans
Special Programs Examiner
Technology Center 2100
Computer Architecture and Software
(703) 305-9750

PTO/SB/83 (06-03)

Approved for use through 11/30/2005, OMB 0851-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST FOR WITHDRAWAL
AS ATTORNEY OR AGENT**

Application Number	09/745,505
Filing Date	12/26/00
First Named Inventor	GORD LAROSE
Art Unit	2131
Examiner Name	KAVEH ABRISHAMKAR
Attorney Docket Number	77805-29 /slb

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby apply to withdraw as attorney or agent for the above identified patent application.

The reasons for this request are:

We filed a previous Request for Withdrawal on December 12, 2002. We received a Decision on Request for Withdrawal as Attorney dated December 24, 2002 which advised us that we were denied our Request. We filed a Response to Decision on Request for Withdrawal as Attorney by facsimile on January 15, 2003. No second Decision was ever issued. An Official Action dated June 4, 2004 was mailed to our firm. We respectfully request that a Decision be issued based on our submission of January 15, 2003 and that the Official Action dated June 4, 2004 be re-issued to the Applicant.

CORRESPONDENCE ADDRESS

1. ☐ The correspondence address is NOT affected by this withdrawal.
2. ☒ Change the correspondence address and direct all future correspondence to:

☐ Customer Number

OR

☒ Firm or
Individual Name

NETACTIVE LLC

Address

1333 Butterfield Road

Address

Suite 130

City

Downer's Grove

State

Illinois

ZIP

60515

Country

USA

Telephone

Fax

☒ This request is made on behalf of myself and

☒ all the attorneys/agents of record,

☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or

☒ the attorneys/agents associated with Customer Number 07380

This request is enclosed in triplicate (including any attachments).

Name

Christine N. Genge (on behalf of Smart & Bigger)

Signature

Registration No.

45,405

Date

July 16, 2004

NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.

This collection of information is required by 37 CFR 1.38. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

SMART & BIGGAR

Intellectual Property & Technology Law

To Fax no.: 1-703-305-8266

Page 1 of: 5

Attention: EXAMINER VINCENT N. TRANS
GROUP ART UNIT 2100

P.O. Box 2999, Station D
55 Metcalfe Street, Suite 900
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486
Fax: (613) 232-8440

From: SMART & BIGGAR

Your file no.: 09/745,505

Date: January 15, 2003

Reply to Ottawa file no.: 77805-29

Time:

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type or printed name of the person signing this certificate

James McGraw

Signature

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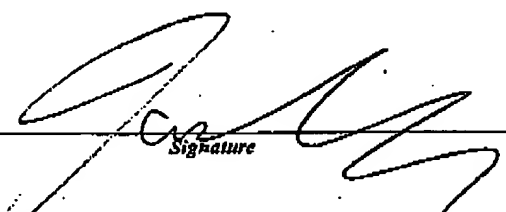
**TRANSMITTAL LETTER
(General - Patent Pending)**Docket No.
77805-29In Re Application Of: **Gordon Larose**Serial No.
09/745,505Filing Date
December 26, 2000Examiner
Vincent N. TransGroup Art Unit
2100Title: **METHOD AND SYSTEM FOR SOFTWARE INTEGRITY CONTROL USING SECURE HARDWARE ASSIST****TO THE ASSISTANT COMMISSIONER FOR PATENTS:**Transmitted herewith is: **RESPONSE TO DECISION ON REQUEST FOR WITHDRAWAL AS ATTORNEY**

Further to the Decision On Request For Withdrawal As Attorney and your telephone conversation with Ms. Christine Genge of our office, please find enclosed the following documents:

- 1) newly executed Request For Withdrawal As Attorney Or Agent; and
- 2) a copy of our letter dated December 17, 2002 notifying the Assignee of our Request For Withdrawal.

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. **19-2550** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Dated: **January 15, 2003**

Signature
James McGraw (Reg. No. 28,168)
SMART & BIGGAR
P.O. Box 2999, Station D
900-55 Metcalfe Street
Ottawa, Ontario
K1P 5Y6 Canada**613-232-2486**
CC:

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence_____
Typed or Printed Name of Person Mailing Correspondence

PTO/SB/83 (03-02)

Approved for use through 10/31/2002. OMB 0551-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST FOR WITHDRAWAL
AS ATTORNEY OR AGENT**

Application Number	09/745,505
Filing Date	December 26, 2000
First Named Inventor	Gordon Larose
Group Art Unit	2131
Examiner Name	
Attorney Docket Number	77805-29 /ala

To: Assistant Commissioner for Patents
Washington, DC 20231

I hereby apply to withdraw as attorney or agent for the above identified patent application.

The reasons for this request are:

There has been a breakdown in the relationship between the assignee and the agents of record.

- ☐ The correspondence address is NOT affected by this withdrawal.
- ☒ Change the correspondence address and direct all future correspondence to:

CORRESPONDENCE ADDRESS

☐ Customer Number

Place Customer Number
Bar Code Label here

OR

☒ Firm or
Individual Name

NETACTIVE LLC

Address

1333 Butterfield Road

Address

Suite 130

City

Downer's Grove

State

Illinois

ZIP

60515

Country

Telephone

Fax

☒ This request is made on behalf of myself and

☒ all the attorneys/agents of record,

☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or

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This request is enclosed in triplicate (including any attachments).

Name

James McGraw (Reg. No. 28,168) is signing on behalf of
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Signature

Date

January 15, 2003

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SMART & BIGGAR

Intellectual Property & Technology Law

P.O. Box 2999, Station D
900 - 55 Metcalfe Street
Ottawa, Ontario Canada K1P 5Y6
Tel. (613) 232-2486 Fax (613) 232-8440
www.smart-biggar.ca

Christine N. Genge
cnge@smart-biggar.ca

Our Refs: 77805-4; -11;
-29; -30 & -31

COPY

December 17, 2002

Eric Lundstrom
CEO NetActive LLC
1333 Butterfield Road
Suite 130
Downers Grove, IL 60515
U.S.A.

Dear Mr. Lundstrom:

Re: United States Patent Application
Serial No. 08/674037
Applicant: David I Allan, et al

United States Patent
Reg No. 6,108,420
Registrant: NetActive LLC

United States Patent Application
Serial No. 09/745505
Applicant: Gord Larose, et al

United States Patent Application
Serial No. 09/749421
Applicant: Scott A. Thomson, et al

United States Patent Application
Serial No. 09/696295
Applicant: NetActive LLC

BY FACSIMILE

Confirmation by Mail

OTTAWA MONTREAL TORONTO EDMONTON VANCOUVER

Our Refs: 77805-4; -11
-29; -30 & -31

- 2 -

SMART & BIGGAR

Please see enclosed copies of "Request for Withdrawal as Attorney or Agent" in respect of the above-noted matters.

Yours very truly,
SMART & BIGGAR

Christine N. Genge

CNG:sml
encl

cc: Mr. E.A. Clarke
Net Active LLC
84 Hines Road
Kanata, ON K2K 3G3

Confirmation Report - Memory Send

Time : Jan-15-03 13:52
Tel line : +
Name : S&B/F&Co.

Job number : 929
Date : Jan-15 13:35
To : 17033058266
Document pages : 05
Start time : Jan-15 13:49
End time : Jan-15 13:51
Pages sent : 05
Status : OK
Job number : 929

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SMART & BIGGAR
Intellectual Property & Technology Law

To Fax no.: 1-703-305-8266

Page 1 of: 5

Attention: EXAMINER VINCENT N. TRANS
GROUP ART UNIT 2100

From: SMART & BIGGAR

Your file no.: 09/745,505

Reply to Ottawa file no.: 77805-29

P.O. Box 2999, Station D
55 Metcalfe Street, Suite 900
Ottawa, Canada K1P 5Y6Tel.: (613) 232-2486
Fax: (613) 232-8440

Date: January 15, 2003

Time:

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(703) 306-8266 on January 15, 2003,
type or printed name of the person signing this certificate
James McGraw

Signature 

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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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DEC 24 2002

Technology Center 2100

Paper No. 4

SMART & BIGGAR
P.O. Box 2999, Station D
55 Metcalfe Street, Suite 900
Ottawa, Ontario
Canada K1P 5Y6

77805-29

In re Application of:
Gordon Larose
Application No. 09/745,505
Filed: December 26, 2000
For: METHOD AND SYSTEM FOR
SOFTWARE INTEGRITY CONTROL
USING SECURE HARDWARE
ASSIST

**DECISION ON REQUEST FOR
WITHDRAWAL AS ATTORNEY**

This is a decision on the Request To Withdraw from Representation filed December 13, 2002.

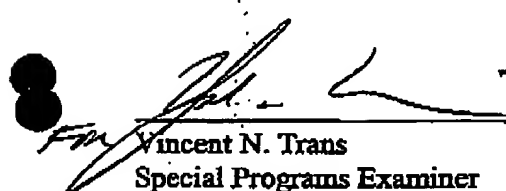
A grantable request to withdraw as attorney of record should indicate thereon the present mailing addresses of the attorney(s) who is/are withdrawing from the record and of the applicant. The request for withdrawal must be signed by every attorney seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a). The effective date of withdrawal being the date of decision and not the date of request. See M.P.E.P. § 402.06. 37 C.F.R. § 1.36 further requires that the applicant or patent owner be notified of the withdrawal of the attorney or agent.

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Serial No. 09/745,505
Decision on Petition

Page 2



Vincent N. Trans
Special Programs Examiner
Technology Center 2100
Computer Architecture and Software
(703) 305-9750